



# Daily Digest

**Federal Communications Commission**  
**445 12th St., SW**  
**Washington, D.C. 20554**

News media information 202 / 418-0500  
Internet: <http://www.fcc.gov>  
TTY: 202/418-2555

**Vol. 27 No. 10**

**January 15, 2008**

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## THE FOLLOWING ITEMS ARE DATED AND RELEASED TODAY:

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### PUBLIC NOTICES

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Released: 01/15/2008. MEDIA BUREAU RECEIVES REQUEST BY ANALOG TELEVISION STATION IN THE UPPER 700 MHZ BAND TO CEASE ANALOG BROADCASTING, SURRENDER NTSC LICENSE, AND OPERATE AS A SINGLE CHANNEL, DIGITAL-ONLY TELEVISION STATION. (DA No. 08-101). MB. Contact: Joyce Bernstein at (202) 418-1647 [DA-08-101A1.doc](#) [DA-08-101A1.pdf](#) [DA-08-101A1.txt](#)

Report No: 46652 Released: 01/15/2008. BROADCAST ACTIONS. MB [DOC-279431A2.txt](#) [DOC-279431A1.pdf](#)

Report No: 26652 Released: 01/15/2008. BROADCAST APPLICATIONS. MB [DOC-279430A2.txt](#) [DOC-279430A1.pdf](#)

Released: 01/15/2008. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILING IN PERMIT-BUT-DISCLOSURE PROCEEDINGS (1 OF 2). OMD. Contact: Jason Lewis at (202) 418-0310 [DOC-279473A1.pdf](#) [DOC-279473A1.txt](#)

Released: 01/15/2008. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILING IN PERMIT-BUT-DISCLOSURE PROCEEDINGS (2 OF 2). OMD. Contact: Jason Lewis at (202) 418-0310 [DOC-279474A1.pdf](#) [DOC-279474A1.txt](#)

Released: 01/15/2008. NATIONAL EXCHANGE CARRIED ASSOCIATION, INC'S PROPOSED 2008 MODIFICATION OF AVERAGE SCHEDULE FORMULAS. (DA No. 08-73). (Dkt No 07-290) PLEADING CYCLE ESTABLISHED. Comments Due: 01/30/2008. Reply Comments Due: 02/11/2008. WCB. Contact: Doug Slotten at (202) 418-1572 [DA-08-73A1.doc](#) [DA-08-73A1.pdf](#) [DA-08-73A1.txt](#)

Released: 01/15/2008. WIRELESS TELECOMMUNICATIONS BUREAU SEEKS COMMENT ON REQUEST FOR WAIVER BY AVIATION DATA SYSTEMS OF PART 87 RULES TO ALLOW CERTIFICATION OF A SYSTEM TO TEST AIRCRAFT DATA LINK SYSTEMS. (DA No. 08-102). (Dkt No 08-9). Comments Due: 02/05/2008. Reply Comments Due: 02/15/2008. WTB. Contact: Jim Shaffer at (202) 418-0687, email: [James.Shaffer@fcc.gov](mailto:James.Shaffer@fcc.gov) [DA-08-102A1.doc](#) [DA-08-102A1.pdf](#) [DA-08-102A1.txt](#)

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### TEXTS

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ABSOLUTE TOY MARKETING, INC., D/B/A HOBBYTRON.COM. Issued an Official Citation against Absolute Toy Marketing, Inc. for marketing unauthorized radio frequency devices and for failure to respond to an Enforcement Bureau directive to provide information and documents. Action by: Chief, Spectrum Enforcement Division, Enforcement Bureau. Adopted: 01/15/2008 by LETTER. (DA No. 08-74). EB [DA-08-74A1.doc](#) [DA-08-74A1.pdf](#) [DA-08-74A1.txt](#)

**ADDENDA: THE FOLLOWING ITEMS, RELEASED JANUARY 14, 2008, DID NOT APPEAR IN DIGEST NO. 9:**

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**NEWS RELEASES**  
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QUARTERLY REPORTS ON INFORMAL CONSUMER INQUIRIES AND COMPLAINTS RELEASE. Includes consumer inquiries and complaints for the 1st and 2nd quarters of 2007. News Release. News Media Contact: Rosemary Kimball at (202) 418-0511, email: Rosemary.Kimball@fcc.gov CGB [DOC-279478A1.pdf](#) [DOC-279478A1.txt](#)

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**PUBLIC NOTICES**  
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Released: 01/14/2008. MEDIA BUREAU ANNOUNCES COMMENT AND REPLY COMMENT DATES FOR THE FURTHER NOTICE OF PROPOSED RULEMAKING REGARDING EXCLUSIVE SERVICE CONTRACTS FOR PROVISION OF VIDEO SERVICES IN MULTIPLE DWELLING UNITS AND OTHER REAL ESTATE DEVELOPMENTS. (DA No. 08-81). (Dkt No 07-51). Comments Due: 02/06/2008. Reply Comments Due: 03/07/2008. MB. Contact: John Berresford at (202) 418-1886, email: John.Berresford@fcc.gov or Holly Saurer at (202) 418-7283, email: Holly.Saurer@fcc.gov, TTY: (202) 418-7172 or (888) 835-5322. News Media Contact: Mary Diamond at (202) 418-2388 [DA-08-81A1.doc](#) [DA-08-81A1.pdf](#) [DA-08-81A1.txt](#)

Released: 01/14/2008. COMMENT SOUGHT ON PETITION FOR DECLARATORY RULING REGARDING INTERNET MANAGEMENT POLICIES. (DA No. 08-91). (Dkt No 07-52). Comments Due: 02/13/2008. Reply Comments Due: 02/28/2008. WCB. Contact: Jon Reel at (202) 418-1580 [DA-08-91A1.doc](#) [DA-08-91A1.pdf](#) [DA-08-91A1.txt](#)

Released: 01/14/2008. COMMENT SOUGHT ON PETITION FOR RULEMAKING TO ESTABLISH RULES GOVERNING NETWORK MANAGEMENT PRACTICES BY BROADBAND NETWORK OPERATORS. (DA No. 08-92). (Dkt No 07-52). Comments Due: 02/13/2008. Reply Comments Due: 02/28/2008. WCB. Contact: Jon Reel at (202) 418-1580 [DA-08-92A1.doc](#) [DA-08-92A1.pdf](#) [DA-08-92A1.txt](#)

Released: 01/14/2008. PLEADING CYCLE ESTABLISHED FOR PETITION OF THE EMBARQ LOCAL OPERATING COMPANIES FOR FORBEARANCE FROM ENFORCEMENT OF SECTION 69.5(A) OF THE COMMISSION'S RULES, SECTION 251(B) OF THE COMMUNICATIONS ACT AND COMMISSION ORDERS ON THE ESP EXEMPTION. (DA No. 08-94). (Dkt No 08-08). Comments Due: 02/19/2008. Reply Comments Due: 03/14/2008. WCB. Contact: Lynne Hewitt Engledow at (202) 418-1520, email: Lynne.Engledow@fcc.gov [DA-08-94A1.doc](#) [DA-08-94A1.pdf](#) [DA-08-94A1.txt](#)

Report No: AUC-08-73-H Released: 01/14/2008. AUCTION OF 700 MHZ BAND LICENSES. (DA No. 08-84). (Dkt No 07-157) Additional Information Regarding the FCC Auction System and Results Files for Auctions 73 and 76. WTB [DA-08-84A1.doc](#) [DA-08-84A2.doc](#) [DA-08-84A1.pdf](#) [DA-08-84A2.pdf](#) [DA-08-84A1.txt](#) [DA-08-84A2.txt](#)

Report No: AUC-08-73-G Released: 01/14/2008. AUCTION OF 700 MHZ BAND LICENSES; 214 BIDDERS QUALIFIED TO PARTICIPATE IN AUCTION 73. (DA No. 08-83). (Dkt No 07-157) This public notice identifies 214 applicants found to be qualified to bid in the upcoming auction of 700 MHz Band licenses. WTB [DA-08-83A1.doc](#) [DA-08-83A1.pdf](#) [DA-08-83A2.pdf](#) [DA-08-83A3.pdf](#) [DA-08-83A1.txt](#) [DA-08-83A2.txt](#) [DA-08-83A3.txt](#)

Released: 01/14/2008. WIRELESS TELECOMMUNICATIONS BUREAU SEEKS COMMENT ON PETITION FOR DECLARATORY RULING THAT TEXT MESSAGES AND SHORT CODES ARE TITLE II SERVICES OR ARE TITLE I SERVICES SUBJECT TO SECTION 202 NON-DISCRIMINATION RULES. (DA No. 08-78). (Dkt No 08-7). Comments Due: 02/13/2008. Reply Comments Due: 03/14/2008. WTB. Contact: Jennifer Salhus at (202) 418-1310 [DA-08-78A1.doc](#) [DA-08-78A1.pdf](#) [DA-08-78A1.txt](#)

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## TEXTS

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FEATURE GROUP IP PETITION FOR FORBEARANCE FROM SECTION 251(G) OF THE COMMUNICATIONS ACT AND SECTIONS 51.701(B)(1) AND 69.5(B) OF THE COMMISSION'S RULES. Revised the Comment Date and Reply Comment Date in this proceeding. (Dkt No. 07-256). Action by: Associate Chief, Wireline Competition Bureau. Comments Due: 02/19/2008. Reply Comments Due: 03/14/2008. Adopted: 01/14/2008 by ORDER. (DA No. 08-93). WCB [DA-08-93A1.doc](#) [DA-08-93A1.pdf](#) [DA-08-93A1.txt](#)

THOMAS H. MURPHY APPLICATION FOR A NEW INDUSTRIAL/BUSINESS POOL STATION IN LAS VEGAS, NEVADA. Denied the Petition. Action by: Deputy Chief, Mobility Division, Wireless Telecommunications Bureau. Adopted: 01/14/2008 by Order on Reconsideration. (DA No. 08-85). WTB [DA-08-85A1.doc](#) [DA-08-85A1.pdf](#) [DA-08-85A1.txt](#)

PAPPAMMAL KURIAN, SPECTRUM WIRELESS LLC. Denied the request filed by Spectrum Wireless LLC on June 14, 2007 for modification of the license for Station WQEJ993. Action by: Deputy Chief, Mobility Division, Wireless Telecommunications Bureau by LETTER. (DA No. 08-88). WTB [DA-08-88A1.doc](#) [DA-08-88A1.pdf](#) [DA-08-88A1.txt](#)

UNIVERSITY OF CALIFORNIA, DAVIS. Granted UC Davis a waiver of Section 90.259(a)(3) of the Commission's rules to permit the filing of an application for a new license for the system. Action by: Deputy Chief, Mobility Division, Wireless Telecommunications Bureau by LETTER. (DA No. 08-86). WTB [DA-08-86A1.doc](#) [DA-08-86A1.pdf](#) [DA-08-86A1.txt](#)

QUALCOMM INCORPORATED. Granted QUALCOMM's application, conditioned upon operating within the technical parameters specified in the application, and in accordance with the WKAR, NEXSTAR AND WINSTON Agreements. Action by: Chief, Video Division, Media Bureau and Chief, Mobility Division, Wireless Telecommunications Bureau by LETTER. (DA No. 08-62). WTB [DA-08-62A1.doc](#) [DA-08-62A1.pdf](#) [DA-08-62A1.txt](#)

AMENDMENT OF THE COMMISSION'S RULES CONCERNING MARITIME COMMUNICATIONS - PETITION FOR RULE MAKING FILED BY REGIONET WIRELESS LICENSE, LLC. Dismissed the instant petition for reconsideration. by Order on Further Reconsideration. (Dkt No. 92-257, RM-9664). Action by: Deputy Chief, Mobility Division, Wireless Telecommunications Bureau. Adopted: 01/14/2008 by Order on Reconsideration. (DA No. 08-87). WTB [DA-08-87A1.doc](#) [DA-08-87A1.pdf](#) [DA-08-87A1.txt](#)

JACK IN THE BOX, INC. AND TACO BELL. Modified the licenses for Industrial/Business Pool Stations WPPZ408, WQBI851, WQBI852, WQBI856, WQBI865, and WQBI871 held by Jack in the Box, Inc., and the license for Industrial/Business Pool Station WNXJ551 held by Taco Bell. Action by: Deputy Chief, Mobility

Division, Wireless Telecommunications Bureau. Adopted: 01/14/2008 by ORDER. (DA No. 08-89). WTB [DA-08-89A1.doc](#) [DA-08-89A1.pdf](#) [DA-08-89A1.txt](#)

QUALCOMM INCORPORATED. Granted QUALCOMM's application, conditioned upon operating within the technical parameters specified in the application, and in accordance with the WKAR, NEXSTAR, ION, Northwest Indiana, Winston, and GOCOM Agreements. Action by: Chief, Video Division, Media Bureau and Chief, Mobility Division, Wireless Telecommunications Bureau by LETTER. (DA No. 08-64). WTB [DA-08-64A1.doc](#) [DA-08-64A1.pdf](#) [DA-08-64A1.txt](#)

QUALCOMM INCORPORATED. Granted QUALCOMM's application, conditioned upon operating within the technical parameters specified in the application, and in accordance with the WKAR, NEXSTAR, ION, Northwest Indiana, WREX Television, and GOCOM Agreements. Action by: Chief, Video Division, Media Bureau and Chief, Mobility Division, Wireless Telecommunications Bureau by LETTER. (DA No. 08-63). WTB [DA-08-63A1.doc](#) [DA-08-63A1.pdf](#) [DA-08-63A1.txt](#)

NATIONAL SCIENCE AND TECHNOLOGY NETWORK, INC. Modified the authorization of National Science and Technology Network, Inc. for Station WPMP751, Corona and Monte Nido, CA. Permitted NSTN to file an application to modify the license to relocate the Monte Nido site to Mount Lukens, CA. Action by: Deputy Chief, Mobility Division, Wireless Telecommunications Bureau. Adopted: 01/14/2008 by ORDER. (DA No. 08-82). WTB [DA-08-82A1.doc](#) [DA-08-82A1.pdf](#) [DA-08-82A1.txt](#)

JACK IN THE BOX, INC. AND TACO BELL OF AMERICA, INC. Modified the authorizations of Industrial/Business Pool Stations WPTC451, WPVM527, WPVS418, Bakersfield, CA, and WPVM591, Alameda, CA, licensed to Jack in the Box, Inc., and Industrial/Business Pool Station WPTX772, Bakersfield, CA, licensed to Taco Bell. Action by: Deputy Chief, Mobility Division, Wireless Telecommunications Bureau. Adopted: 01/14/2008 by ORDER. (DA No. 08-90). WTB [DA-08-90A1.doc](#) [DA-08-90A1.pdf](#) [DA-08-90A1.txt](#)